

# The Gazette of India



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## PART I—Section 3

Government of India, Ministry of Defence, Notifications relating to Rules, Regulations, Orders and Resolutions, etc.

### MINISTRY OF DEFENCE

New Delhi, the 31st December 1949

**No. 2225.**—In exercise of the powers conferred by sub-section (2) of Section 241 of the Government of India Act, 1935, as adapted by the India (Provisional Constitution) Order, 1947, the Governor General is pleased to direct that the following amendments shall be made to the Schedule in the Civilians in Defence Services (Revision of Pay) Rules 1947, namely:—

In the said Schedule under the head "IMA Dehra Dun"

Against the post of "Hindustani Instructor" in the column for prescribed scale

For the existing entry

Substitute "80—4—120—5—170".

**No. 2226.**—In exercise of the powers conferred by sub-section (2) of Section 241 of the Government of India Act, 1935, as adapted by the India (Provisional Constitution) Order 1947, the Governor General is pleased to direct that the following amendments shall be made to the Schedule in the Civilians in Defence Services (Revision of Pay) Rules, 1947, namely:—

In the said Schedule under the heading "Corps of Indian Signals"

1. Against the post of Librarian in the column for 'Prescribed scale' for the existing entry

Substitute '100—8—140—10—250' (for Science graduate and Diploma holder in Librarianship).

2. Against the post of "Assistant Librarian" in the column for prescribed scale for 'the existing entry' substitute '80—5—120—EB—8—200—10/2—220' (for Science graduate).

**No. 2227.**—In exercise of the powers conferred by sub-section (2) of Section 241 of the Government of India Act, 1935, as adapted by the India (Provisional Constitution) Order, 1947, the Governor General is pleased to direct that the following amendments shall be made to the Schedule in the Civilians in Defence Services (Revision of Pay) Rules, 1947, namely:—

#### SCHEDULE

Q.M.G.—R.I.A.S.C.

| Name of post | Existing Scale | Prescribed Scale          |
|--------------|----------------|---------------------------|
|              | Rs.            | Rs.                       |
| Typist       | ..             | 55—3—85—E.B.—4—125—5—130. |
| Bearer       | ..             | 30— $\frac{1}{2}$ —35.    |
| Daftry       | ..             | 35—1—50.                  |

A.G's Branch—Headquarters, Formations, Station Staff Office, Record Offices and Units.

Bearer . . . . . 30— $\frac{1}{2}$ —35.

**No. 2228.**—In exercise of the powers conferred by sub-section (2) of Section 241 of the Government of India Act, 1935, as adapted by the India (Provisional Constitution) Order, 1947, the Governor General is pleased to direct that the following amendments shall be made to the Schedule in the Civilians in Defence Services (Revision of Pay) Rules, 1947, namely:—

In the Schedule annexed to the said rules, under the head "D.O.S., D.T.D., D.M.E."

Below Civ. Workshop Supervisor II insert as follows:—

| Name of post                      | Existing Scale           | Prescribed Scale                                 |
|-----------------------------------|--------------------------|--|
|                                   | Rs.                      | Rs.  |
| Civ Supervisor (Refrigeration).   | 280—10—500               | Supervisor (Technical) Grade I 260—15—350.       |
| Asst. Supervisor (Refrigeration). | 180—7 $\frac{1}{2}$ —240 | Supervisor (Technical) Grade II 150—7—185—8—225. |

**No. 2229.**—In exercise of the powers conferred by sub-section (2) of Section 241 of the Government of India Act, 1935, as adapted by the India (Provisional Constitution) Order 1947, the Governor General is pleased to direct that the following amendments shall be made to the Schedule in the Civilians in Defence Services (Revision of Pay) Rules 1947, namely:—

#### SCHEDULE

G. S. Branch—S. D. Directorate

I.A.C. RECRUIT TRAINING WING, LUCKNOW.

I.A.C. TRADE TRAINING WING, BABINA.

| Name of post        | Existing Scale | Prescribed Scale       |
|---------------------|----------------|------------------------|
|                     | Rs. A.         | Rs.                    |
| Cook I. T.          | 12 0           | 30— $\frac{1}{2}$ —35. |
| Water Carrier       | 12 0           | 30— $\frac{1}{2}$ —35. |
| Sweeper             | 12 0           | 30— $\frac{1}{2}$ —35. |
| Syee (Fatigue-man)  | 12 0           | 30— $\frac{1}{2}$ —35. |
| Tank Cleaner        | 12 0           | 30— $\frac{1}{2}$ —35. |
| Painter             | 30 0           | 50—2—60—E.B.—3/2—75.   |
| Tailor with machine | 38 5           | 35—1—50—E.B.—2—60.     |
| Tailor              | 28 0           | 35—1—50—E.B.—2—60      |
|                     | 30 0           |                        |
| Boot Maker          | 19 11          | 35—1—50.               |
|                     | 28 0           |                        |

**No. 2230.**—In exercise of the powers conferred by sub-section (2) of Section 241 of the Government of India Act, 1935, as adapted by the India (Provisional Constitution) Order 1947, the Governor General is pleased to direct that the following amendments shall be made to the Schedule in the Civilian in Defence Services (Revision of Pay) Rules 1947, namely:—

In the said Schedule under the heading "G. S. Branch S. D. Directorate, Armoured Corps School, Ahmednagar" add the following:—

| Name of post        | Existing Scale | Prescribed Scale   |
|---------------------|----------------|--------------------|
|                     | Rs.            | Rs.                |
| Boot Maker . . . .  | 1 p. d.        | 35—1—50.           |
| Tailor I T. . . . . | 27 p. m.       | 35—1—50—E B. 2 60. |

**No. 2231.**—In exercise of the powers conferred by section 13 of the National Cadet Corps Act, 1948 (XXXI of 1948) the Central Government is pleased to direct that the following amendment shall be made in the National Cadet Corps Rules, namely:—

In the said Rules, for clause (1) of sub-rule (2) of rule 42, the following clause shall be substituted, namely:—

"(1) One Regular Army Officer posted to the National Cadet Corps to be nominated by the Director, National Cadet Corps."

**No. 2232.**—In exercise of the powers conferred by section 4 of the National Cadet Corps Act, 1948 (XXXI of 1948), the Central Government is pleased to constitute with effect from the 1st August 1949, the following units of the Junior Division of the National Cadet Corps for the Province of Ajmer Merwara, namely:—

- (1) 4th Ajmer Junior Troop, National Cadet Corps
- (2) 5th Ajmer Junior Troop, National Cadet Corps

**No. 2233.**—In exercise of the powers conferred by Section 4 of the National Cadet Corps Act 1948 (XXXI of 1948), the Central Government is pleased to direct that the following amendment shall be made to M. of D. Notn. Nos. 960/49 and 1015/49:—

(1) In Notn. No. 960/49 under heading "I INFANTRY UNITS" :—

For "12 1st Jodhpur Battalion, N. C. C., GREATER RAJASTHAN".

"13. 1st Udaipur Battalion N. C. C., GREATER RAJASTHAN"

Read "12 3rd Rajasthan Battalion, N. C. C., RAJASTHAN".

"13. 2nd Rajasthan Battalion, N. C. C.; RAJASTHAN".

(2) In Notn. No. 1015/49 under heading "I INFANTRY UNITS":

For "1 1st Jaipur Bn N. C. C., Jaipur"

Read "1 1st Rajasthan Bn N. C. C., Rajasthan"

**No. 2234.**—*Corrigendum.*—In Min. of Def. Notn. No. 2036, dated 3rd Dec. 1949, for "Maj T. C. Uthhera" read "Maj T. C. Obhera".

#### CANTONMENTS—REGULATIONS

**No. 2235.**—The following bye-laws for regulating the collection and recovery of Entertainment Tax in Nasirabad Cantonment made by the Cantonment Board Nasirabad, in exercise of the powers conferred by clause (3) of section 282 and section 283 of the Cantonments Act 1924 (II of 1924) are published for general information, the same having been previously published, approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the said Act, namely:

*Bye-laws for the Regulation of the Collection and Recovery of Entertainment Tax within the Nasirabad Cantonment*

1 In these bye-laws unless there is anything repugnant in the subject or context:—

(1) "Admission to an entertainment" includes admission to any place in which the entertainment is held

(2) "Entertainment" includes any exhibition performance, amusement, game or sport to which persons are admitted for payment.

(3) "Payment for Admission" includes,

- (i) any payment made by a person who, having been admitted to one part of a place of entertainment is subsequently admitted to another part thereof, for admission to which a payment involving tax or more tax is required;
- (ii) any payment for seats or other accommodation in a place of entertainment;
- (iii) any payment for a programme or synopsis of an entertainment and
- (iv) any payment for any purpose whatsoever connected with an entertainment which a person is required to make as a condition of attending or continuing to attend the entertainment in addition to the payment if any, for admission to the entertainment.

(1) "Proprietor" in relation to any entertainment includes a contractor or any person responsible for the management thereof

(5) "Society" includes a company, institution, club or other association of persons by whatever name called.

2. No proprietor of an entertainment shall either himself or by any agent or servant purchase any stamp required for the purposes of these bye-laws from any person except the Executive Officer, Nasirabad.

Provided that when the proprietorship of an entertainment changes hands, it shall be lawful for the new proprietor, after giving due notice to the Executive Officer to purchase from the former proprietor the stock of unused stamps in the latter's possession.

3. No stamp issued for the purpose of these rules shall be issued to any person by or on behalf of the proprietor of any entertainment otherwise than for the purpose of being securely affixed to a ticket issued for the purpose of authorising admission to an entertainment.

4. Every taxable ticket issued on payment for admission to an entertainment shall be clearly marked with the price of admission, excluding the tax paid and shall also have securely affixed to it a stamp of the value of the tax payable upon the said price of admission.

5. Where the payment for admission to an entertainment is made by means of a lump sum paid as a subscription or contribution to any society, or for a season ticket or for the right of admission to a series of entertainments or to any entertainment during a certain period of time, or for any privilege right facility or thing combined with the right of admission to any entertainment, or involving such right of admission without further payment or at a reduced charge, the entertainment tax shall be paid on the amount of the lump sum, but where the Executive Officer is of opinion that the payment of the lump sum or any payment for a ticket represents payment for other privileges, rights or purposes besides the admission to an entertainment or covers admission to an entertainment during any period for which the tax has not been in operation, the tax shall be charged on such amount as appears to the Executive Officer to represent the right of admission to the entertainment in respect of which the entertainment tax is payable.

6. Every taxable ticket issued for the purchase of admitting more than one person to an entertainment shall have clearly shown thereon the number of persons to be admitted and shall have affixed to it a stamp or stamps equal in value to the total tax that would have been payable on tickets for admitting each such person separately.

7. The stamp or stamps to be affixed to a ticket entitling the purchaser to the exclusive use of a box or similar accommodation shall be of the value of the tax that would be payable upon a ticket of the same price admitting one person to the entertainment.

8. When the purchaser of any ticket enabling him to admission to one part of an entertainment wishes to transfer to another part of the entertainment for which the price of admission is higher and taxable the proprietor shall issue to him a second ticket stamped with a stamp of the value of the difference between the tax leviable on

the second ticket and that leviable on the first. The purchaser shall retain the portion of the first ticket returned to him under bye-law 12.

9. Every proprietor of an entertainment admitting a person free of payment or on payment of a reduced sum shall issue to such person a ticket showing clearly thereon the full charge for admission to the class to whom the person is admitted. The tax shall be paid on such ticket issued on payment of the full charge and the person admitted shall for the purpose of these rules be deemed to be the purchaser of the ticket.

10. Every season ticket, or ticket available for more than one entertainment, shall have marked thereon the name of the purchaser and the period for which it is available and the stamp to be affixed to such ticket shall be of value of the tax that would be payable upon a ticket of the total price enabling the purchaser to admission to one entertainment.

11. Save as otherwise provided by these bye-laws no person, other than a person who has some duty to perform in connection with the entertainment or a duty imposed upon him by law shall be admitted to any entertainment except with a ticket stamped with an impressed, embossed, engraved or adhesive stamp (not before used) issued by the Executive Officer for the purposes of revenue and denoting that the proper entertainment tax payable has been paid.

12. On admission of the purchaser the proprietor shall cause every ticket, not being a season ticket available for more than one entertainment issued for admission to the entertainment to be collected and the stamp to be defaced by tearing the ticket into two portions across the stamp and one portion to be returned to the purchaser. The purchaser shall retain his portion until he has left the place of entertainment. The other portion shall be retained by the proprietor until 3 P.M. of the day following the entertainment and shall then be destroyed.

13. No ticket bearing a stamp that has been torn, defaced or otherwise marked or mutilated shall be issued by the proprietor of an entertainment.

14. Every proprietor of an entertainment may either keep a register in Form "A" appended to these bye-laws showing the number of stamps purchased and issued by him or shall allow an officer, clerk or representative of the Cantonment Board, deputed for the purpose to sit within his premises for recovering the tax and will provide him all possible facilities for the said purpose and shall not allow any visitor to enjoy the entertainment unless he has paid the Schedule Tax.

15. The proprietor of an entertainment maintaining a register in form "A" may at any time return to the Executive Officer any unused stamps in his possession and shall on making an application in writing be entitled to claim a refund of their value.

16. When any stamps purchased for use under these bye-laws have been damaged or spoiled, the purchaser may apply in writing to the Officer authorised by the Cantonment Board to sell such stamps, who on being satisfied that they have not been wilfully damaged or spoiled, may give in lieu thereof.—

(a) Other stamps of the same denomination and value, or

(b) Stamps of any other denomination to the same value.

17. Any officer authorised by the Executive Officer for the purpose may enter any place of entertainment while the entertainment is proceeding, and any place ordinarily used as a place of entertainment at any reasonable times with a view to seeing whether the provisions of these bye-laws are being complied with.

18. A person who has been admitted to an entertainment shall upon demand made during the course of or immediately before or after the entertainment produce to any officer authorised under bye-law 17 the ticket, badge, card of membership, voucher or document by means of which he was admitted or a portion of the ticket by means of which he was admitted bearing a stamp defaced in accordance with these bye-laws, or the stamped cover of the book or the stamped principal part of the sheet from which the ticket, by means of which he was admitted, was taken.

19. Any officer duly empowered in this behalf by the Executive Officer may at any time require the proprietor of an entertainment to produce for inspection all his books and records, and all tickets or portions of tickets in his possession; relating to the entertainment.

20. Any proprietor, or person intentionally infringing or attempting to infringe any of bye-laws 2 to 14 or bye-law 18 or 19 or in any way obstructing the Executive Officer or any one duly authorised by him on his behalf in the performance of their duties connected with the entertainment tax under the said bye-laws shall on conviction before a Magistrate be liable to a fine which may extend to Rs. 50. The Executive Officer may apply to a Magistrate for summons against such offenders. Provided that if with the previous written permission of the Executive Officer, Nasirabad, an entertainment is arranged for purpose of the aid of an educational or religious institution or any charitable purpose, the provisions of these bye-laws will not apply and no entertainment tax would be levied on the admission fee.

#### FORM "A"

| Monthly Register of Stamps |                        |                 |                                      | Name of Proprietor |         |
|----------------------------|------------------------|-----------------|--------------------------------------|--------------------|---------|
| Date                       | Denomination of stamps | Opening Balance | No. of tickets issued with Serial No | Closing Balance    | Remarks |

[No. 12/39/G/DS(4)/49]

**No. 2236.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Lucknow, by reason of the acceptance by the Central Government of the resignation of Lt Col R L N. Luthra

[No. 121/24/G/C&L/43]

**No. 2237.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Lt. Col Sobha Chand as a member of the Cantonment Board, Lucknow, *vice* Lt-Col. R L N Luthra, resigned

[No. 121/24/G/1/C&L/43]

**No. 2238.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Lucknow, by reason of the acceptance by the Central Government of the resignation of Lt Col N B Tandon

[No. 121/24/G/2/C&L/43]

**No. 2239.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Lt. Col A C Bhatara as a member of the Cantonment Board, Lucknow, *vice* Lt-Col N. B Tandon, resigned

[No. 121/24/G/3/C&L/43]

**No. 2240.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Kanpur, by reason of the acceptance by the Central Government of the resignation of Lt Col P. L. Kapoor.

[No. 121/17/G/2/C&L/45]

**No. 2241.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Maj Visheshwar Dass as a member of the Cantonment Board, Kanpur, *vice* Lt-Col. P. L. Kapoor, resigned

[No. 121/17/G/3/C&L/45]

**No. 2242.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Dinapore, by reason of the

acceptance by the Central Government of the resignation of Maj A C Canappa

[No 121/12/G/2/C&L/45]

**No. 2243.**—In pursuance of sub section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Maj W G McKean as a member of the Cantonment Board Dimpur *vice* Maj A C Canappa, resigned

[No 121/12/G/3/C&L/45]

**No. 2244.**—In pursuance of sub section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board Lansdowne by reason of the acceptance by the Central Government of the resignation of Maj A B Ukidve

[No 121/12/G/4/C&L/45]

**No. 2245.**—In pursuance of sub section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Capt Kalam Singh Negi as a member of the Cantonment Board, Lansdowne *vice* Maj A B Ukidve, resigned

[No 121/4/G/1/C&L/45]

**No. 2246.**—In pursuance of sub section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Dagshai by reason of the acceptance by the Central Government of the resignation of Capt Harbant Singh

[No 121/4/G/C&L/45]

**No. 2247.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of No 18583 Hav M R Shankar Narain as a member of the Cantonment Board, Dagshai, *vice* Capt Harbant Singh resigned

[No 121/4/G/1/C&L/45]

**No. 2248.**—In pursuance of sub section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Barrackpore, by reason of the acceptance by the Central Government of the resignation of Capt Gulab Singh

[No 121/24/G/C&L/45]

**No. 2249.**—In pursuance of sub section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Maj Harchand Singh as a member of the Cantonment Board Barrackpore *vice* Capt Gulab Singh, resigned

[No 121/24/G/1/C&L/45]

**No. 2250.**—In pursuance of sub section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Meerut, by reason of the acceptance by the Central Government of the resignation of Capt N D Rajan

[No 121/14/G/C&L/45]

**No. 2251.**—In pursuance of sub section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Lt B C Malik as a member of the Cantonment Board Meerut *vice* Capt N D Rajan, resigned

[No 121/14/G/1/C&L/45]

**No. 2252.**—In pursuance of sub section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board Dimpore, by reason of the acceptance by the Central Government of the resignation of Lt D B Thapa

[No 121/12/G/C&L/45]

**No. 2253.**—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Lt A S Reddy as a member of the Cantonment Board, Dimpore *vice* Lt D B Thapa resigned

[No 121/12/G/1/C&L/45]

**No. 2254.**—In pursuance of sub section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Kanpur by reason of the acceptance by the Central Government of the resignation of S Teja Singh Bhar

[No 121/17/G/C&L/45]

**No. 2255.**—In pursuance of sub section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Capt D J Ezra as a member of the Cantonment Board, Kanpur *vice* S Teja Singh Bhar, resigned

[No 121/17/G/1/C&L/45]

**No. 2256.**—In pursuance of the provisions of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the election of Mr Sasadhar Gangoli to the Cantonment Board, Barrackpore from ward No III

[No 29/1/G/D 8(a)/49]

H. M. PATEL, Secy